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LETTER DATED 5 NOVEMBER 1999 FROM THE CHARGÉ D'AFFAIRES A.I. OF THE PERMANENT MISSION OF YUGOSLAVIA TO THE UNITED NATIONS ADDRESSED TO THE PRESIDENT OF THE SECURITY COUNCIL

I am writing to inform you that, at its session on Thursday, 4 November 1999, chaired by Prime Minister Momir Bulatovic, the Government of the Federal Republic of Yugoslavia adopted a memorandum on the implementation of Security Council resolution 1244 (1999), a copy of which I sent to you under cover of a letter addressed to you dated 3 November 1999 with a request that it be distributed as a document of the Security Council (S/1999/1124, annex).

In adopting the memorandum, the Yugoslav Government stated that the memorandum noted that the security and overall situation in Kosovo and Metohija, the autonomous province of the Yugoslav constituent Republic of Serbia, after the deployment of the international security and civil presences, was characterized by mass terror against Serbs and other non-Albanians.

The murders of 447 Serbs and members of other ethnic communities, the abduction of 648 persons and the expulsion of over 330,000 Serbs, Montenegrins and other non-Albanians from the province are a direct result of the irresponsible and indolent attitude of KFOR and the United Nations Mission in Kosovo (UNMIK), in particular the Special Representative of the Secretary-General, Bernard Kouchner.

As the Federal Republic of Yugoslavia has fully honoured all its commitments set out in Security Council resolution 1244 (1999) of 10 June 1999 and other relevant documents, the Government demands that all other factors, above all KFOR and UNMIK, also honour their commitments fully and without delay. This is a precondition for realizing the fundamental goals and tasks of the international presences in Kosovo and Metohija, whose framework is clearly defined by the above-mentioned resolution.

Out of respect for the sovereignty and territorial integrity of the Federal Republic of Yugoslavia as set out in Security Council resolution 1244 (1999), the Yugoslav Government will not recognize KFOR and UNMIK decisions that are not in line with the said resolution. Yugoslavia, as a sovereign country and a United Nations Member State, has willingly accepted the deployment of international forces under United Nations auspices in its territory, but insists that the Security Council ensure the full respect of its sovereignty and

territorial integrity and take measures set out in its resolution 1244 (1999) in that regard.

The Yugoslav Government insists that all illegal regulations and decisions of the Special Representative of the Secretary-General violating the sovereignty and territorial integrity of the Federal Republic of Yugoslavia, such as the introduction of a separate currency and customs duties, the arbitrary appointment of judges, the opening of the Pristina airport for civilian flights, etc., be nullified. It also demands that all illegally seized State, public, social and private property be returned to its legal owners. The Yugoslav Government reiterates its demand that, in line with Security Council resolution 1244 (1999) and the Military-Technical Agreement (S/1999/682, annex, enclosure), the Yugoslav army and Serbian police forces be enabled to return to Kosovo and Metohija in order to pacify the security situation in the province and prevent the exodus of the remaining Serbs and other non-Albanians.

The Yugoslav Government firmly demands that the document on the transformation of the self-styled Kosovo Liberation Army (KLA) be nullified, that the KLA be disarmed immediately, unconditionally and fully and that its leaders who are accountable for mass crimes and systematic ethnic cleansing be brought to justice.

The Yugoslav Government also demands that the Security Council guarantee the free and safe return of all Serbs and other non-Albanians expelled in the campaign of ethnic cleansing since the arrival of KFOR and UNMIK in the Serbian province. It demands that all foreign nationals who have entered the territory of the Federal Republic of Yugoslavia illegally be expelled.

The Yugoslav Government reiterates its demand that a comprehensive agreement be signed between the Federal Republic of Yugoslavia and the United Nations on regulating the status of the international presences under United Nations auspices in Kosovo and Metohija and on establishing a committee to monitor the implementation of Security Council resolution 1244 (1999) and other relevant documents.

I should be grateful if you would have the present letter circulated as a document of the Security Council.

(Signed) Vladislav JOVANOVIC
Chargé d'affaires a.i.